

APPLICATION FOR PERMIT

Serial No. 9898

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office SEP 12 1935
Returned to applicant for correction _____
Corrected application filed _____

The undersigned Nevada-Massachusetts Co.
Name of applicant
of Mill City, County of Pershing,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.) _____

1. The source of the proposed appropriation is Spearmin Canyon Springs
Name of stream, lake, or other source

2. The amount of water applied for is _____ second-feet.
One-second-foot equals 40 miners' inches

3. The water to be used for _____
Irrigation, power, mining, manufacturing, domestic, or other use

4. The water is to be diverted from its source at the following point:

(This is an application to change the place of use.)

Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
See supplemental sheet.)

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is _____

(b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

(c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

(d) Power to be developed is _____ horsepower.

(e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.

(f) Point of return of water to stream _____
Describe in same manner as point of diversion.

(g) State number and kinds of animals to be watered _____

(h) Use will begin about _____ and end about _____, of each year.
Month Month

(i) Remarks _____

DESCRIPTION OF PROPOSED WORKS

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works

6. Estimated time required to construct works

7. Remarks

For use of applicant

_____, Applicant.

By

Compared HB-CT

This sheet inspected

_____, Engineer.

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Actual construction work shall begin on or before _____

Proof of commencement of work shall be filed before _____

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed before _____

Application of water to beneficial use shall be made on or before _____

_____. Proof of the application of water to beneficial use must be filed with State Engineer on or before _____

WITNESS MY HAND AND SEAL this _____ day
of _____, _____

State Engineer.

IN THE OFFICE OF THE STATE ENGINEER

STATE OF NEVADA

9898

APPLICATION FOR PERMISSION TO CHANGE THE POINT OF
DIVERSION, PLACE OF USE AND MANNER OF USE OF WATER
ALREADY APPROPRIATED.

Date of first receipt and filing in the State Engineer's office: SEP 12 1935, 1935.

Date returned to applicant for correction: _____, 1935
Corrected application filed: _____, 1935

The undersigned, NEVADA-MASSACHUSETTS COMPANY, INC., a corporation organized and existing under and by virtue of the laws of the State of Maine, hereby makes application to change the point of diversion, place of use and manner of use of waters heretofore appropriated as hereinafter shown.

1. The source of water supply of the proposed change is Spearmint Canyon Springs, sometimes called Spearmint Springs.

2. The amount of water applied for to be changed is the maximum flow of said springs arising in Spearmint Canyon amounting to one (1) cubic foot per second.

3. The water is to be used for mining, milling and domestic purposes.

4. The water is to be diverted from the source at a point in Spearmint Canyon in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 23, Township 6 North, Range 35 East, M.D.B.&M. Concrete boxes, tunnels and cuts will be constructed above the diversion in the NW $\frac{1}{4}$ of Section 18, Township 6 North, Range 35 East, M.D.B. & M., together the flow of the springs and lead them into the main diversion.

5. The water has heretofore been applied for and has been diverted under Application No. 9553, Permit No. 9553, on file with the State Engineer and also under Proof of Appropriation No. 01495.

Under application No. 9553, the point of diversion is given as Section 23, T. 6 N., R. 35 E., M.D.B.&M., and the place of use is given as Spearmint Canyon and Springs therein. Under proof of appropriation No. 01495 the point of diversion is given as Section 23, T. 6 N., R. 35 E., M.D.B.&M., and the place of use is given as Spearmint Canyon and Springs therein. Under each of the foregoing filings, the character of use is mining, milling and domestic.

6. The water herewith applied for to be changed was heretofore used for mining, milling and domestic purposes as specified in the filings referred to in paragraph 5.

7. The water herewith applied for to be changed is proposed to be used for mining, milling and domestic purposes in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 10, Township 5 North, Range 34 East, M.D.B.&M., at the Silver Dyke Mine. Some of said water will be used as needed in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 28, Township 6 North, Range 35 East, M.D.B.&M., for the same purposes.

8. The works consist of concrete dams and intake boxes at the source of supply, including cuts and tunnels to develop the said source of supply. From the intake boxes or reservoirs the water will be diverted by means of a pipeline four inches in diameter to the place of use above designated.

The pipeline will be approximately 9 to 10 miles in length. The pipeline will be buried beneath the surface of the soil, approximately three feet in depth, to prevent freezing. The first four miles of the pipeline will be under gravity flow. A pumping station will be installed, if necessary to force the water to the place of use. Tanks and reservoirs will be constructed at the place of use for the purpose of storing the water, which said tanks or reservoirs will be not less than 50,000 gallons capacity and additions thereto will be made as needed to store the entire flow of the spring.

9. The estimated cost of the works is \$25,000.00.

10. The water will be used throughout the entire year from January 1 to December 31 inclusive.

11. It is intended by this application to reconstruct the entire pipeline and works now diverting and conveying the waters of Spearmint Spring and to construct a new pipeline from Spearmint Spring to the Silver Dyke Mines for the purpose of using the water at Silver Dyke in addition to using some portion of it at Soda ville where it was originally used. The entire flow of the spring has been appropriated and used for many years last past. There are no other claimants to the water and no other diversions from the source. Many thousands of dollars have already been expended in developing the water supply and in the purchase of the rights by applicant.

NEVADA-MASSACHUSETTS COMPANY, INC.

By W. M. KEARNEY
Attorney for Applicant
Box 295, Reno, Nevada.

Map filed SEP 12 1935

APPROVAL

This permit to change the point of diversion and place of use of the waters of Spearmint Canyon Spring as heretofore granted under permit No. 9553 is issued subject to the terms and conditions imposed in said permit No. 9553 and with the understanding that no other rights on the source will be affected by the change proposed herein. The amount of water to be changed shall be limited to the amount that can be applied to a beneficial use and not to exceed 1.0 c.f.s. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

Actual construction work shall begin on or before September 1, 1936
Proof of Commencement of Work shall be filed before October 1, 1936
Work must be prosecuted with reasonable diligence and be completed on or before September 1, 1938

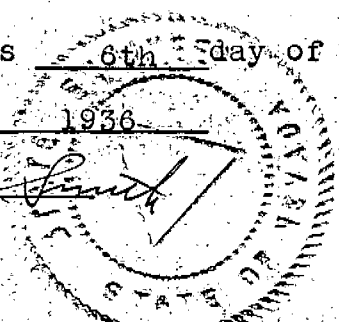
Proof of Completion of Work shall be filed before October 1, 1938
Application of water to beneficial use shall be made on or before September 1, 1939

Proof of application of water to beneficial use must be filed on or before October 1, 1939

WITNESS MY HAND AND SEAL this 6th day of

April, 1936

Alfred Marshall Smith
State Engineer



Proof of labor filed APR 20 1936

Proof of completion of work filed JUN 1 1938

Proof of Beneficial use filed DEC 30 1939

Certificate No. 2473. Issued January 29, 1940, for 1.0 cfs of water for mining, milling & domestic use.
Recorded January 31, 1940, by 4. M. J. P. 214-215
Mineral County Records